IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.903 OF 1998

Sarjerao Maruti Gorpade ...Petitioner.

Versus

The State of Maharashtra ...Respondent.

....

None for the Petitioner.
Mrs.M.M.Deshmukh, APP, for the State.

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CORAM : SMT.V.K.TAHILRAMANI,J.

DATED : DECEMBER 22,2006.

P.C.:

1. None appears for the Petitioner though served. Heard Mrs.Deshmukh, the learned APP for the State. Perused the papers.

2. The petitioner has challenged the chapter proceedings which have been initiated against him by the Special Executive Magistrate, Satara. The said chapter case is numbered as Chapter Case No.76 of 1998. On perusal of the papers, it is noticed that the chapter proceedings were initiated against the petitioner in the year,

1998.

3. This matter has been admitted in the year, 1998 and stay has been granted to the chapter proceedings vide order dated 10th July, 1998. The incidence on which the chapter proceedings are based is more than 9 years old. Looking to this fact and the other circumstances, the chapter proceedings pertaining to the Petitioner are quashed. However, liberty is granted to the Respondent-State to initiate fresh chapter proceedings against the petitioner if the actions of the Petitioner, today or in the recent past, so warrant.

4. Writ Petition is disposed of finally.

(SMT.V.K.TAHILRAMANI,J.)